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☐ FPD ☐ Appointed ☐ CJA ☐ Pro Per ☒ Retained

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

Tu Nguyen, an Individual,

PLAINTIFF(S),

V.

Bank Of America, N.A., Successor By Merger to Lasalle  
 Bank, N.A.; NDEx West, LLC.; and DOES 1 through 50,  
 DEFENDANT(S).

CASE NUMBER:

2:10-cv-03141-JHN-AGR<sub>x</sub>

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Tu Nguyen hereby appeals to  
*Name of Appellant*  
 the United States Court of Appeals for the Ninth Circuit from:

**Criminal Matter**

- ☐ Conviction only [F.R.Cr.P. 32(j)(1)(A)]  
☐ Conviction and Sentence  
☐ Sentence Only (18 U.S.C. 3742)  
☐ Pursuant to F.R.Cr.P. 32(j)(2)  
☐ Interlocutory Appeals  
☐ Sentence imposed:

☐ Bail status:

**Civil Matter**

☐ Order (specify):

☒ Judgment (specify):

Granted Def. NDEx's Mot. for Jmt. On The  
**PLEADINGS IN FAVOR OF ALL DEFENDANTS.**

☐ Other (specify):

Imposed or Filed on August 25, 2010. Entered on the docket in this action on August 25, 2010.

A copy of said judgment or order is attached hereto.

September 5, 2010

Date

Signature

☐ Appellant/ProSe ☒ Counsel for Appellant ☐ Deputy Clerk

**Note:** The Notice of Appeal shall contain the names of all parties to the judgment or order and the names and addresses of the attorneys for each party. Also, if not electronically filed in a criminal case, the Clerk shall be furnished a sufficient number of copies of the Notice of Appeal to permit prompt compliance with the service requirements of FRAP 3(d).

JS-6

**UNITED STATES DISTRICT COURT FOR THE  
CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION**

TU NGUYEN, an Individual,

Plaintiff,

v.

Bank of America, N.A., Successor By  
Merger to LaSalle Bank, N.A.; NDEx West,  
L.L.C.; and DOES 1 through 50, inclusive,

Defendants.

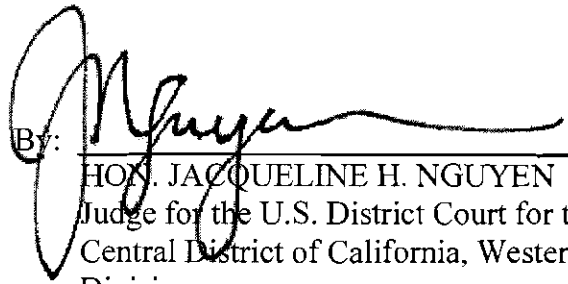
CASE NO.: **2:10-cv-03141-JHN-AGR****x**

**JUDGMENT**

This matter having been adjudicated in-chambers without argument prior to the August 30, 2010 hearing date, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT defendant NDEx West, LLC's ("NDEx") motion for judgment on the pleadings is granted and that judgment be entered in favor of all defendants, including NDEx and Bank of America, on plaintiff Tu Nguyen's 1<sup>st</sup>, 2<sup>nd</sup> & 3<sup>rd</sup> claims,

IT IS FURTHER ORDERED that NDEx is not awarded its attorneys' fees and costs.

Dated: August 25, 2010

By:   
HON. JACQUELINE H. NGUYEN  
Judge for the U.S. District Court for the  
Central District of California, Western  
Division

Respectfully Submitted  
August 25, 2010

s/Thomas K. Agawa  
Thomas K. Agawa, Esq. [SBN 175952]  
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